



Office of the Attorney General  
State of Texas

DAN MORALES  
ATTORNEY GENERAL

January 16, 1996

Ms. JoAnn S. Wright  
School Attorney  
Arlington Independent School District  
1203 West Pioneer Parkway  
Arlington, Texas 76013-6246

OR96-0039

Dear Ms. Wright:

You ask whether certain information is subject to required public disclosure under chapter 552 of the Government Code. Your request was assigned ID# 37355.

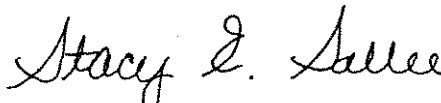
The Arlington Independent School District ("AISD") received a request for a copy of a particular meeting of the Board of Trustees of the AISD. You contend that the requested information is excepted from required public disclosure under section 552.101 of the Government Code.

Section 552.101 excepts "information considered to be confidential by law, either constitutional, statutory, or by judicial decision." You state that the requested tape was made during a closed meeting of the Board of Trustees where the requestor presented a grievance regarding the conditions of his employment and complaints against other AISD employees. You claim that section 551.104 of the Government Code, the Open Meetings Act, makes the requested information confidential. We agree. Accordingly, you must withhold the requested information under section 552.101 as information deemed confidential by law. See Gov't Code § 551.104(c) ("The certified agenda or tape of a closed meeting is available for public inspection and copying only under a court order issued under Subsection (b)(3)."); Open Records Decision No. 495 (1988) (Open Meetings Act specifically makes confidential certified agendas or tapes of executive sessions; Open Meetings Act removes certified agendas and tapes of executive sessions from review by attorney general under Open Records Act).

We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and should not be relied upon as a previous

determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in cursive script that reads "Stacy E. Sallee".

Stacy E. Sallee  
Assistant Attorney General  
Open Records Division

SES/LBC/ch

Ref: ID# 37355

cc: Mr. Mark Wilson  
Accountant  
Arlington Independent School District  
1203 West Pioneer Parkway  
Arlington, Texas 76013  
(w/o enclosures)